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July 18th, 2004

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In the
United States Patent and Trademark Office
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Application No. 10/820,773
Filing Date: 04/09/2004
First named inventor: Elmar Reinhold Burchardt
Attorney Docket No.: FIBROMUN

Sirs:

This refers to the "Notice to comply with requirements for patent applications containing nucleotide sequence and/or amino acid disclosures" from May 28th 2004

And to

the filing receipt (confirmation no. 9879)

Submitted herewith are:

1. Copy of "Notice to comply with requirements for patent applications containing nucleotide sequence and/or amino acid disclosures"
2. Paper copy of "Sequence Listing". Please note that the sequence listing is identical to the sequence listing recorded in computer-readable form.
3. Computer Readable Form with "US sequence data PCP.prj" file and "US sequence data PCP.ST25.txt" file.

Please also note that the identical application has been sent to the office by two separate couriers to ensure timely receipt of the application. I am attaching the two mailing receipts as photocopies. A letter explaining that the application has been shipped twice was attached to the original application.

Apparently the copy sent by FEDEX has reached the office by April 6th. I would therefore kindly ask the Office to grant 04/06/2004 as the filing date.

In addition, I am attaching a copy of my credit card charges summary. Please note that the application fee has been charged to my credit card twice. Since the two application copies are identical, I kindly ask the Office to refund me the application charges for the copy which was received later (apparently on April 9th?).

Respectfully,

A handwritten signature in black ink, appearing to read 'Elmar R. Burchardt' with a stylized flourish at the end.

Elmar R. Burchardt, M.D., Ph.D.
Applicant Pro Se



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|--------------------------|------------------------|
| 10/820,773 | 04/09/2004 | Elmar Reinhold Burchardt | FIBROMUN |

ELMAR R. BURCHARDT
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CONFIRMATION NO. 9879

FORMALITIES LETTER



OC000000012806411

Date Mailed: 05/28/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c). Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

BH
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE